

WHITEFORD, TAYLOR & PRESTON L.L.P.

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Special Counsel to the Debtors

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK**

In re:

**CARITAS HEALTH CARE, INC., et al.,

Debtors.**

Chapter 11

**Cases No. 09-40901 (CEC)
through 09-40909 (CEC)**

(Jointly Administered)

**CARITAS HEALTH CARE, INC.,

Plaintiff,**

v.

**MSI SURGICAL SOLUTIONS, LLC,

Defendant.**

Adv. Pro. No. 11-01146-cec

NOTICE OF DISMISSAL WITH PREJUDICE

Caritas Health Care, Inc., the plaintiff herein, by and through its attorneys, Kenneth Oestreicher and Whiteford, Taylor & Preston, LLP, hereby dismisses the Complaint to Avoid Preferential and Fraudulent Transfers and to Recover Property filed against the above-captioned Defendant, with prejudice, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, made applicable in this proceeding by Rule 7041 of the Federal Rules of Bankruptcy Procedure.

Dated: May 13, 2011
Baltimore, Maryland

Respectfully submitted,

WHITEFORD, TAYLOR & PRESTON L.L.P.

/s/ Kenneth Oestreicher

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Certificate of Service

I hereby certify that on May 13, 2011, notice of filing of the foregoing Notice of Dismissal With Prejudice was sent by ECF to all parties receiving such notice.

/s/ Kenneth Oestreicher

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